



**Minutes for Meeting of
Thursday October 10, 2002**

Item-1: Call to Order.

(Time: 5:37:04 p.m.)

Interim Vice-Chairperson Dorothy Smith called the meeting to order.

Item-2: Roll Call.

(Time: 5:37:16 p.m.)

Present – Interim Vice-Chairperson Dorothy Smith, Commissioners Lisa Foster, Charles La Bella, April Riel, and Greg Vega.

Staff - Executive Director Charles Walker, Deputy City Attorney Rick Duvernay, Legal Assistant Steve Ross, Investigator Stacey Fulhorst, Executive Secretary DonnaLee McCalla.

Excused – Chairperson Dorothy Leonard and Vice-Chairperson Al Gaynor.

Item-3: Reporting Results of Closed Session.

(Time: 5:37:39 p.m.)

Deputy City Attorney Duvernay reported the results of the Closed Session:

Item 1 – Conference with Legal Counsel (5 potential matters)

The Commission voted 5-0 to initiate investigations on matters 1-3. The Commission voted 5-0 to initiate a formal investigation on matter 4 (Abstain: La Bella). Matter 5 was pulled from the docket and was not considered at this time.

Item 2 – Anticipated Litigation (7 potential matters)

Due to time constraints, the docket listing, and the timing of the open session and the closed session, the Commission voted 5-0 to enter into a Stipulation, Decision, and Order to resolve only one of the matters. Said stipulation, once put into final

form, will be available for public inspection on October 11, 2002. The remaining six matters were trailed until after the open session and reconvened immediately following the open session. The results will be reported at the Commission's next regular meeting.

Speaker Melvin Shapiro commented on the format of how the closed session results are being separately reported, and requested that the minutes reflect the same information. He continued to request that previous minutes be amended.

Interim Vice-Chairperson Smith responded that previous minutes will not be amended. In the interest of public understanding, the Commission is reporting in more detail from this date forward.

Item-4: Approval of Commission Minutes. (Time: 5:42:13 p.m.)

APPROVAL OF COMMISSION MINUTES OF THE MEETING OF
SEPTEMBER 26, 2002.

Motion/Second: La Bella/Vega

Vote: 5-0 to approve

Excused: Leonard/Gaynor

Item-5: Non-Agenda Comment. (Time: 5:43:08 p.m.)

None.

Item-6: Commissioner Comment. (Time: 5:43:16 p.m.)

Commissioner Riel commended Commissioners Foster and La Bella for a job well done at University of San Diego's Ethicists seminar representing the Commission and addressing the Commission's philosophy. Interim Vice-Chairperson Smith thanked Commissioners Foster and La Bella for representing the Commission in such an outstanding manner.

Item-7: Executive Director Comment. (Time: 5:44:04 p.m.)

Executive Director Charles Walker reported on the following:

1. Mr. Walker presented an overview of the Council of Governmental Ethics Laws [COGEL] conference he attended.
2. On September 30, 2002, the commission had its first ethics training session for the Mayor and his staff. Positive critiques were received.
3. The ethics training sessions for the council staffs have been scheduled and will be completed by November 1, 2002.

4. The scheduling for ethics training of the unclassified city personnel is currently taking place.
5. On October 14, 2002, Mr. Walker will be attending the City Attorney's Office retreat. Michael Josephson from the Josephson Institute will present a 3-hour ethics session. This does not preclude City Attorney staff from their required ethics training for the City.
6. Mr. Walker will be a speaker to the State Unemployment Development Department on October 23, 2002.
7. Steve Ross has arranged with IT&C to have the Frequently Asked Questions posted onto the website.

Item-8: Deputy City Attorney Comment.

(Time: 5:52:45 p.m.)

Deputy City Attorney Duvernay expressed his enthusiasm regarding the formation of the Ad-Hoc ECCO subcommittee and its project to review the reform of the local campaign ordinance. He referred to information that can be obtained on-line that is primarily dedicated to the advancement of education, advocacy and assistance to local governments on campaign finance reform at The Center for Governmental Studies. A report is posted that details campaign finance reform efforts that have occurred in various cities in California.

Item-9: Draft Hearing Procedures.

(Time: 5:54:50 p.m.)

Deputy City Attorney Duvernay presented a summary with discussion of the procedures.

MOTION TO APPROVE THE DRAFT HEARING PROCEDURES.

Motion/Second: Foster/La Bella

Vote: 5-0 to approve

Excused: Leonard/Gaynor

Item-10: Proposed Audit Manual.

(Time: 6:22:20 p.m.)

Discussion and public comment were presented regarding the revised proposed Audit Manual and the process of distribution for further comment.

Speaker April Boling presented her comments and concerns to the current revisions of the proposed Audit Manual. Ms. Boling added comments regarding the ECCO Subcommittee.

Commissioner Foster clarified that the subcommittee is an Ad-Hoc Subcommittee with the purpose of planning how the Commission will begin to address the process of revising

ECCO. Ms. Foster added that every member of this Commission is committed to an open process with extensive involvement from the public.

Item-11: Adjournment.

(Time: 6:36:10 p.m.)

Interim Vice-Chairperson Dorothy Smith adjourned the regular meeting. The Commission reconvened into Closed Session.

Dorothy Smith, Interim Vice-Chair
Ethics Commission

DonnaLee McCalla, Executive Secretary
Ethics Commission

***THIS INFORMATION WILL BE MADE AVAILABLE IN ALTERNATIVE FORMATS
UPON REQUEST.***